

Notice of Allowability

Application No.

10/077,365

Examiner

Thanhnga B. Truong

Applicant(s)

ROSE ET AL.

Art Unit

2135

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/20/07.
2. ☒ The allowed claim(s) is/are 1-29,44-48 and 55-58.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

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DETAILED ACTION

1. Applicant's amendment filed on March 20, 2007 has been entered. Claims 1-29, 44-48, and 55-58 are pending. Claims 30-43 and 49-54 are cancelled by the applicant.

Response to Argument

2. Applicant's arguments filed March 20, 2007 have been fully considered and are persuasive.

Allowable Subject Matter

3. Claims 1-29, 44-48, and 55-58 are allowed.

4. The following is an examiner's statement of reasons for allowance: The prior art does not disclose at least one actuator coupled to the processor, the actuator configured to activate the private key; a signature generator coupled to the processor operable to generate a digital signature when the actuator is activated, the digital signature being a function of the private key and the time element; and an emitter coupled to the signature generator operable to emit the secure identifier to authenticate the user to an external authentication receiver, the secure identifier comprising the digital signature, time element, and public key information as set forth in claims 1. The prior art also does not disclose generating a secure identifier as a function of the time element, the key identifier, the digital signature; and emitting the secure identifier to authenticate the user to an external authentication receiver as set forth in claims 15 and 44. The prior art also does not disclose a key retriever coupled to the memory and configurable to retrieve the public key corresponding to the public key identifier; and a time verifier coupled to the memory and configurable to verify that the received time identifier falls within acceptable time tolerances as set forth in claims 20, 26, and 55.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thanhnga (Tanya) Truong whose telephone number is 571-272-3858.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kim Vu can be reached on 571-272-3859. The central fax

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number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2100.

A handwritten signature in black ink, appearing to read "Thanh Nguyen B. T.", followed by a stylized flourish.

TBT

March 30, 2007